

Declaration for Patent Application

Docket Number: 1327.0440006

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated on the back to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled SUPPLEMENTAL AND UNSUPPLEMENTED TISSUE SEALANTS METHODS OF THEIR PRODUCTION AND USE, the specification of which is attached hereto unless the following box is checked:

☒ was filed on June 7, 1995;
as United States Application Number or PCT International Application Number 08/479,038; and
was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information that is material to patentability as defined in 37 C.F.R. § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)			Priority Claimed
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No
(Application No.)	(Country)	(Day/Month/Year Filed)	
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No
(Application No.)	(Country)	(Day/Month/Year Filed)	

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below.

_____	_____
(Application No.)	(Filing Date)
_____	_____
(Application No.)	(Filing Date)

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information that is material to patentability as defined in 37 C.F.R. § 1.56 that became available between the filing date of the prior application and the national or PCT International filing date of this application.

<u>08/351,006</u>	<u>12/7/94</u>	<u>Pending</u>
(Application No.)	(Filing Date)	(Status - patented, pending, abandoned)
<u>08/328,552</u>	<u>10/24/94</u>	<u>Pending</u>
(Application No.)	(Filing Date)	(Status - patented, pending, abandoned)
<u>08/031,164</u>	<u>3/12/93</u>	<u>Abandoned</u>
(Application No.)	(Filing Date)	(Status - patented, pending, abandoned)

(Continued)

07/618,419
(Application No.)

11/27/90
(Filing Date)

Abandoned
(Status - patented, pending, abandoned)

07/798,919
(Application No.)

11/27/91
(Filing Date)

Abandoned
(Status - patented, pending, abandoned)

Send Correspondence to:

STERNE, KESSLER, GOLDSTEIN & FOX
1100 New York Avenue, N.W.
Suite 600
Washington, D.C. 20005-3934

Direct Telephone Calls to:

(202) 371-2600

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor William N. Drohan	<u>1-00</u>
Inventor's signature <u>William N. Drohan</u>	Date <u>9/19/95</u>
Residence 8417 Oakwood Drive, Springfield, Virginia 22152	
Citizenship USA	<u>VA</u>
Post Office Address Same as above	
Full name of second inventor Martin J. MacPhee	<u>2-00</u>
Second Inventor's signature <u>M. J. MacPhee</u>	Date <u>9/19/95</u>
Residence 15719 Mahogany Circle, Apt. 205, Gaithersburg, Maryland 20878	
Citizenship Canada	<u>MD</u>
Post Office Address Same as above	

Applicant or Patentee: William N. Drohan and Martin J. MacPhee

Attorney

Docket No: 1327.0440006

Appl. or Patent No.: 08/479,038

Filed or Issued: June 7, 1995

For: SUPPLEMENTAL AND UNSUPPLEMENTED TISSUE SEALANTS METHODS OF THEIR PRODUCTION AND USE

**Verified Statement (Declaration) Claiming Small Entity Status
(37 C.F.R. §§ 1.9(e) and 1.27(d)) -- Nonprofit Organization**

I hereby declare that I am an official empowered to act on behalf of the nonprofit organization identified below:

NAME OF ORGANIZATION The American National Red Cross
ADDRESS OF ORGANIZATION 430 17th Street N.W.
Washington, D.C. 20006

TYPE OF ORGANIZATION

- ☐ University or other institution of higher education
☒ Tax exempt under Internal Revenue Service Code 501(c)(3) §§ 501(a) and 501(c)(3)
☐ Nonprofit scientific or educational under statute of state of The United States of America
(Name of state _____)
(Citation of statute _____)
☐ Would qualify as tax exempt under Internal Revenue Service Code (26 U.S.C. §§ 501(a) and 501(c)(3)) if located in The United States of America
☐ Would qualify as nonprofit scientific or educational under statute of state of The United States of America if located in The United States of America
(Name of state _____)
(Citation of statute _____)

I hereby declare that the nonprofit organization identified above qualifies as a nonprofit organization as defined in 37 C.F.R. § 1.9(e) for purposes of paying reduced fees to the United States Patent and Trademark Office regarding the invention entitled SUPPLEMENTAL AND UNSUPPLEMENTED TISSUE SEALANTS METHODS OF THEIR PRODUCTION AND USE by inventor(s) William N. Drohan and Martin J. MacPhee described in

- ☐ the specification filed herewith
☒ application no. 08/479,038, filed June 7, 1995
☐ patent no. _____, issued _____

I hereby declare that rights under contract or law have been conveyed to and remain with the nonprofit organization with regard to the above identified invention.

If the rights held by the nonprofit organization are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 C.F.R. § 1.9(c) if that person made the invention, or by concern which would not qualify as a small business concern under 37 C.F.R. § 1.9(d) or a nonprofit organization under 37 C.F.R. § 1.9(e).

*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 C.F.R. § 1.27)

NAME _____
ADDRESS _____
() INDIVIDUAL () SMALL BUSINESS CONCERN () NONPROFIT ORGANIZATION
NAME _____
ADDRESS _____
() INDIVIDUAL () SMALL BUSINESS CONCERN () NONPROFIT ORGANIZATION
NAME _____
ADDRESS _____
() INDIVIDUAL () SMALL BUSINESS CONCERN () NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 C.F.R. § 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING Barry M. Datlof
TITLE IN ORGANIZATION Director, Patents & Licensing
ADDRESS OF PERSON SIGNING 15601 Crabbs Branch Way
Rockville MD 20855

SIGNATURE [Signature] DATE September 19, 1995

STERNE, KESSLER, GOLDSTEIN & FOX
1100 New York Avenue, N.W. • Suite 600 • Washington, DC 20005-3934 • (202) 371-2600